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T-188 P.002/005 F-408

APR 29 2005

Attorney Docket No. 010188
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Wolfe et al.

Serial No. 10/000,247

Filed: October 29, 2001

For: **METHOD AND APPARATUS FOR
PROVIDING VIRTUAL
CAPACITY TO A PROVIDER OF
SERVICES**

Group No. 3623

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

**Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

**Attention: Romain Jeanty
Examiner**

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated December 8, 2004, of the Primary Examiner finally rejecting Claims 1, 4, 5, 41-45, 47 and 48. Pursuant to 37 CFR § 1.17(b) the fee for filing the Notice of Appeal is \$500.00.

I hereby certify that this correspondence is being forwarded via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

April 29, 2005

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(NOTICE OF APPEAL VER 1.3-07/30/03)